

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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SALVATORE LAMONICA, as Chapter 7
Trustee for the Estates of TransCare
Corporation, et al.,

Plaintiff,

- against -

LYNN TILTON, et al.,

Defendants.

Case No. 20-cv-06523 (LAK)

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**JOINT DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON
DEFENDANT LYNN TILTON'S OBJECTIONS TO THE BANKRUPTCY COURT'S
POST-TRIAL FINDINGS OF FACT AND CONCLUSIONS OF LAW,
PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEDURE 9033(b)**

Pursuant to Rule 9033(b) of the Federal Rules of Bankruptcy Procedure, Plaintiff

Salvatore LaMonica, as Chapter 7 Trustee, and Defendant Lynn Tilton (collectively, the
“Parties”), hereby jointly designate the following items for inclusion in the record on *Defendant
Lynn Tilton's Objections to the Bankruptcy Court's Post-Trial Findings of Fact and Conclusions
of Law* [Dkt. No. 3, Case No. 20-cv-06523-LAK; Dkt. No. 150, Adv. Proc. No. 18-1021-smb]:

1. All items (Nos. 1-127) listed in *Defendants-Appellants' Statement of Issues to be
Presented on Appeal, Designation of Items to be Included in the Record on Appeal, and
Certificate Regarding Transcripts Pursuant to Federal Rule of Bankruptcy Procedure 8009* [Dkt.
No. 152, Adv. Proc. No. 18-1021-smb], annexed hereto as **Exhibit A**;¹

¹ PX_257, cited in *Defendant Lynn Tilton's Objections to the Bankruptcy Court's Post-Trial Findings of Fact and
Conclusions of Law*, is the same document as item No. 28 listed in Exhibit A.

2. All items (Nos. 131-187) listed in *Plaintiff-Appellee's Amended Counter-Designation of Additional Items to be Included in the Record on Appeal, Pursuant to Rule 8009(a)(2)* [Dkt. No. 159, Adv. Proc. No. 18-1021-smb], annexed hereto as **Exhibit B**; and

3. Two additional documents cited in *Plaintiff's Response to Defendant Lynn Tilton's Objections to the Bankruptcy Court's Post-Trial Findings of Fact and Conclusions of Law*, annexed hereto as **Exhibit C** [Dkt. No. 11, Chapter 7 Case No. 16-10407] and **Exhibit D** [Dkt. No. 49, Chapter 7 Case No. 16-10407].

Items 1 and 2 also comprise the record on appeal designated by the Parties in the related action before this Court, entitled *LaMonica et al. v. Tilton et al.*, Case No. 20-cv-06274-LAK. The record on appeal in that action was transmitted electronically to the Court on August 28, 2020 [Dkt. No. 6, Case No. 20-cv-06274-LAK], and Defendants-Appellants in that action submitted a copy of the record on appeal to the Court on September 4, pursuant to the Court's Individual Rules of Practice regarding Bankruptcy Appeals.

Dated: September 29, 2020
New York, New York

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Respectfully submitted,

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